Case 19-17008-MBK Doc 44 Filed 11/06/19 Entered 11/07/19 00:42:41 Desc Imaged Certificate of Notice Page 1 of 12

### STATISTICAL INFORMATION ONLY: Debtor must select the number of each of the following items included in the Plan.

	valuation of Security 0	Assumption of Executory Contrac	t of offexpired Lease	U LIEH A	voidance
				Last revised:	September 1, 2018
		UNITED STATES BANKI DISTRICT OF NEV		Т	
In Re	Gerald & Terri Brown		Case No.:	19-17008	
			Judge:	Kaplan	
	Debtor	(s)			
		Chapter 13 Plan a	nd Motions		
	☐ Original	x ☐ Modified/Notice Red	quired	Date:	
	☐ Motions Included	☐ Modified/No Notice F	Required		
		THE DEBTOR HAS FILED FO CHAPTER 13 OF THE BAN			
		YOUR RIGHTS MAY B	E AFFECTED		
confirr You sl or any plan. be gra confirr to avo confirr modify	nation hearing on the Plan prould read these papers care motion included in it must fil Your claim may be reduced, nted without further notice or this plan, if there are no time id or modify a lien, the lien are nation order alone will avoid a lien based on value of the	court a separate Notice of the Hearing roposed by the Debtor. This document of the fully and discuss them with your attorned a written objection within the time framodified, or eliminated. This Plan may represent the hearing, unless written objection is filled by filed objections, without further not work and a control of the lien. The debtor need not collateral or to reduce the interest rate on and appear at the confirmation hear	is the actual Plan property. Anyone who wish me stated in the <i>Notice</i> be confirmed and become the deadline fice. See Bankruptcy Resolely within the chart file a separate motion. An affected lien creater.	posed by the Debto les to oppose any p e. Your rights may come binding, and ir stated in the Notice tule 3015. If this plan upter 13 confirmation on or adversary proc ditor who wishes to	r to adjust debts. rovision of this Plan be affected by this acluded motions may . The Court may in includes motions a process. The plan eeding to avoid or
THIS	PLAN:				
	DES x□ DOES NOT CON H IN PART 10.	TAIN NON-STANDARD PROVISIONS	. NON-STANDARD P	ROVISIONS MUST	ALSO BE SET
MAY F		T THE AMOUNT OF A SECURED CLA MENT OR NO PAYMENT AT ALL TO			
	OES X□ DOES NOT AVO	OID A JUDICIAL LIEN OR NONPOSSE FORTH IN PART 7, IF ANY.	SSORY, NONPURCH	IASE-MONEY SECI	JRITY
Initial D	Debtor(s)' Attorney: <u>JZ</u>	Initial Debtor: GB	Initial Co-Debto	r: <u>TB</u>	

Part 1:	Payment and Length of Plan
a. • •	The debtor shall pay to the Chapter 13 Trustee: \$600 total paid to date thru October 2019, then \$375 per month for 10 months starting on November 1, 2019, and then \$915 per month for 44 months starting on September 1, 2020 (after the debtor's pension loan is paid in full)
for	a total approximately 60 months.
b.	The debtor shall make plan payments to the Trustee from the following sources:
	X ☐ Future earnings
	Other sources of funding (describe source, amount and date when funds are available):
C.	Use of real property to satisfy plan obligations:
	☐ Sale of real property
	Description:
	Proposed date for completion:
	Refinance of real property:
	Description: Proposed date for completion:
	☐ Loan modification with respect to mortgage encumbering property:  Description:  Proposed date for completion:
d.	$\Box$ The regular monthly mortgage payment will continue pending the sale, refinance or loan modification.
e.	$x\Box$ Other information that may be important relating to the payment and length of plan:
since thos	to 42 U.S.C. 407(a), the debtor is not offering her entire social security income into the Chapter 13 Plan, se monies are not "subject to execution, levy, attachment, garnishment, or other legal process, or to the of any bankruptcy or insolvency law."

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Part 2: Adequate Protection x ☐ I	NONE								
a. Adequate protection payments will be made in the amount of \$ to be paid to the Chapter 13 Trustee and disbursed pre-confirmation to (creditor).									
b. Adequate protection payments will be made in the amount of \$ to be paid directly by the debtor(s) outside the Plan, pre-confirmation to: (creditor).									
Part 3: Priority Claims (Including	Administrative Expenses)								
a. All allowed priority claims will b	pe paid in full unless the creditor agrees	otherwise:							
Creditor	Type of Priority	Amount to be Pa	aid						
CHAPTER 13 STANDING TRUSTEE	ADMINISTRATIVE	AS ALLOWE	D BY STATUTE						
ATTORNEY FEE BALANCE	ADMINISTRATIVE	BALANCE DI	UE: \$2,620						
<ul><li>b. Domestic Support Obligations</li><li>Check one:</li><li>x □ None</li></ul>	s assigned or owed to a governmental ા	unit and paid less	than full amount:						
_	s listed below are based on a domestic	aupport obligatio	n that has been assigned						
	ital unit and will be paid less than the fu		_						
U.S.C.1322(a)(4):	tal unit and will be paid 1655 than the la	II dinount of the c	raini pursuant to 11						
Creditor	Type of Priority	Claim Amount	Amount to be Paid						
	Domestic Support Obligations assigned or owed to a governmental unit and paid less than full amount.								

Part 4: Secured	Claims									
a. Curing Default and Maintaining Payments on Principal Residence:   NONE  The Debtor will pay to the Trustee (as part of the Plan) allowed claims for arrearages on monthly obligations and the debtor shall pay directly to the creditor (outside the Plan) monthly obligations due after the bankruptcy filing as follows:										
Creditor	Collateral or Type of Debt		Arrearage		Interest Rate on Arrearage		Pai	nount to be id to Creditor Plan)	Regular Monthly Payment (Outside Plan)	
M&T Bank	Γ Bank house		\$25,996 Pre-petition + \$14,936.06 Post petition				\$25,996 pre-petitior + \$14,936.06 post-petition		to	be maintained
Wells Fargo	in door	technology	\$54	40			\$5	540		
b. Curing and Maintaining Payments on Non-Principal Residence & other loans or rent arrears:   NONE  The Debtor will pay to the Trustee (as part of the Plan) allowed claims for arrearages on monthly obligations and the debtor will pay directly to the creditor (outside the Plan) monthly obligations due after the bankruptcy filing as follows:										
Creditor	Creditor Collateral or Type of Debt		Arrearage			Interest Rate of Arrearage	on	Amount to be Paid to Credito (In Plan)	or	Regular Monthly Payment (Outside Plan)
GM GMC Financial/Americredit		IC	\$6	518				\$618		To be maintained
c. Secured claims	s exclud	ed from 11	U.S.C.	506: x□ NO	ONE					
money security inte	The following claims were either incurred within 910 days before the petition date and are secured by a purchase money security interest in a motor vehicle acquired for the personal use of the debtor(s), or incurred within one year of the petition date and secured by a purchase money security interest in any other thing of value:									
Name of Creditor Colla			iteral	Intere Rate		Amount of Claim		Total to be Paid Including Inte		

d. Requests for valuation of security, Cram-down, Strip Off & Interest Rate Adjustments $\mathbf{x}\square$ NONE											
1.) The debtor values collateral as indicated below. If the claim may be modified under Section 1322(b)(2), the secured creditor shall be paid the amount listed as the "Value of the Creditor Interest in Collateral," plus interest as stated. The portion of any allowed claim that exceeds that value shall be treated as an unsecured claim. If a secured claim is identified as having "NO VALUE" it shall be treated as an unsecured claim.											
	NOTE: A modification under this Section ALSO REQUIRES the appropriate motion to be filed under Section 7 of the Plan.										
Creditor	Collateral Scheduled Debt Total Collateral Value Superior Liens Value of Creditor Interest in Collateral Collateral Value Collateral										
	2.) Where the Debtor retains collateral and completes the Plan, payment of the full amount of the allowed secured claim shall discharge the corresponding lien.										
	mation, the s	tay is termina					under 11 U.S.C.		that the		
stay under 11 U.S	.C 1301 be to	erminated in	all res	spects. The D	ebtor surren	ders th	ne following colla	teral:			
Creditor			Colla	teral to be Sเ	ırrendered		e of Surrendered ateral		ing red Debt		
One Main Financial Dodge \$2,020 \$0											
f. Secured Claims Unaffected by the Plan x□ NONE											
The following secured claims are unaffected by the Plan:											
The following secured claims are unanected by the Flatt.											

Creditor			h the Plan: NONE		Total Am	ount to be		
or oallo!		Con	Collateral			Total Amount to be Paid Through the Plan		
Part 5: Unsec	ured Claims 🗌	NONE						
a. Not sep	parately classifi	<b>ed</b> allowed no	n-priority unsecured cl	aims shall be paid:				
☐ Not I	ess than \$		to be distributed pro ra	ata				
	less than _ perd Rata distribution		naining funds					
		·	-					
b. Separat	ely classified u	n <b>secured</b> clair	ms shall be treated as	follows:				
Creditor		Basis for Sep	parate Classification	Treatment		Amount to be Paid		
Part 6: Execu	tory Contracts	and Unexpire	d Leases  x□  NONE					
			1 U.S.C. 365(d)(4) that		mption of	non-residential real		
property leases in				, , ,				
All executo			ises, not previously rej	ected by operation	of law, ar	re rejected, except		
Creditor		be Cured in	Nature of Contract or	Treatment by D	ehtor I	Post-Petition Payme		
Creditor	Plan	be Culed III	Lease	Treatment by D	rebioi	rost-retition rayine		
					1			
					- 1			
	I			1				

Part 7: Motio	Part 7: Motions x□ NONE												
NOTE: All plans containing motions must be served on all potentially affected creditors, together with local form, <i>Notice of Chapter 13 Plan Transmittal</i> , within the time and in the manner set forth in D.N.J. LBR 3015-1. A <i>Certification of Service</i> , <i>Notice of Chapter 13 Plan Transmittal and valuation</i> must be filed with the Clerk of Court when the plan and transmittal notice are served.													
a. Motior	ı to Av	oid Lie	ens Und	der 11.	U.S.C.	Section	522	(f). x □ NON	IE				
The Debto	or move	es to av	void the	followi	ng liens	s that im	pair e	exemptions:					
Creditor		Nature Collate		Туре о	f Lien	Amount of Lien	of	Value of Collateral	Amount Claimed Exempti		Sum of Other Again Prope	Liens st the	Amount of Lien to be Avoided
					-			ecured to Consecured and to					
Creditor	Colla	teral	Sched Debt	uled	Total Collat Value		Sup	perior Liens	Value Cred Intere Colla	itor's est in		Total A Lien to Reclas	

	c. Motion to Partially Void Liens and Reclassify Underlying Claims as Partially Secured and Partially Unsecured. x $\square$ NONE								
The Debtor moves to reclassify the following claims as partially secured and partially unsecured, and to void liens on collateral consistent with Part 4 above:									
Creditor	Creditor Collateral Scheduled Debt Total Collateral Value Amount to be Deemed Secured Reclassified as Unsecured								
Part 8: Other	Plan Provis	ions							
_		of the Estate							
•	on confirmat								
⊔ Up	on discharge	Э							
-				nay continue to mail customary	notices or coupons to the				
c. Order	of Distribut	ion							
The Stand	ding Trustee	shall pay allov	wed claims in the	following order:					
,	_	Trustee comm	nissions						
	w Office of P								
,	cured Creditor								
	ority Creditor neral Unseci	rs ured Creditors							
d. Post-F	Petition Clai	ims							
The Stand	ding Trustee	☐ is, x☐ is	not authorized to	pay post-petition claims filed p	pursuant to 11 U.S.C. Section				
1305(a) in the an	nount filed b	y the post-peti	tion claimant.						

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Part 9: Modification ☐ NONE							
If this Plan modifies a Plan previously filed in this case  Date of Plan being modified: 5/24/19	e, complete the information below.						
Explain below <b>why</b> the plan is being modified: OTBS to nclude post-petition mortgage arrears.  Explain below <b>how</b> the plan is being modified: Part 1a changes the Trustee payments, and Part 4a adds the post petition mortgage arrears. It also corrects the amounts du on Parts 4a & b.							
Are Schedules I and J being filed simultaneously with t							
Part 10: Non-Standard Provision(s): Signatures Requi	red						
Non-Standard Provisions Requiring Separate Signatu	ıres:						
x□ NONE							
☐ Explain here:							
Any non-standard provisions placed elsewhere in this	plan are ineffective.						

### **SIGNATURES**

The Debtor(s) and the attorney for the Debtor(s), if any, must sign this Plan.

By signing and filing this document, the debtor(s), if not represented by an attorney, or the attorney for the debtor(s) certify that the wording and order of the provisions in this Chapter 13 Plan are identical to Local Form, Chapter 13 Plan and Motions, other than any non-standard provisions included in Part 10.

I certify under penalty of perjury that the above is true.

Date:	/s/ John Zimnis Attorney for Debtor(s)
Date:	/s/ Gerald Brown Debtor
Date:	/s/ Terri Brown Joint Debtor

# Case 19-17008-MBK Doc 44 Filed 11/06/19 Entered 11/07/19 00:42:41 Desc Imaged Certificate of Notice Page 11 of 12 United States Bankruptcy Court District of New Jersey

In re: Gerald Brown Terri L Brown Debtors Case No. 19-17008-MBK Chapter 13

### **CERTIFICATE OF NOTICE**

District/off:	0312-3	User: admin Form ID: pdf901	Page 1 of 2 Total Noticed: 4	Date Rcvd: Nov 04, 2019
	t class mail w	as sent to the following pe	ersons/entities by th	he Bankruptcy Noticing Center on
Nov 06, 2019. db/jdb 518167153 518293154 518167155 518167166 518167163 518167164 518167168	Capital One, +Citibank (Be +Citibank (Ho +First Nation +First Premie: +Kivitz McKee	, Terri L Brown, 5 Dolp dit Services, PO Box 7904 N.A., c/o Becket and Lee st Buy), PO Box 6241, S me Depot), PO Box 6500, al Credit Card/CCS, 500 F r Bank, PO Box 5147, Si ver Lee, 701 Market Stree a, PA 19106-1541	441, Saint Louis, No LLP, PO Box 3001 Sioux Falls, SD 5711 Sioux Falls, SD 57 Sioux Falls, SD 57 60th St N, Sioux Sioux Falls, SD 57117	MO 63179-0441 , Malvern PA 19355-0701 7-6241 117-6500 Falls, SD 57104-0478 -5147
518167174 518167176	+Performance +Pressler & P		ox 8188, Trenton, Inding/Credit One,	
518167177	+Pressler & P		nding; DC 6212-15,	7 Entin Road,
518167175	+Pressler & P	ressler, Re: Midland Fur NJ 07054-5020	nding; DC 1061-19,	7 Entin Road,
518167178 518167180 518283370	+The Bank of 1 +Wells Fargo,	Missouri/Milestone, PO Bo PO Box 29704, Phoenix, Bank, N.A., PO Box 10438,	, AZ 85038-9704	
Notice by elec	E-mail/Text:	ssion was sent to the follo usanj.njbankr@usdoj.gov No Rodino Federal Bldg., No	ov 05 2019 00:26:04	
smg	+E-mail/Text: Office of t	ustpregion03.ne.ecf@usdoj. he United States Trustee,	.gov Nov 05 2019 00:	26:00 United States Trustee, , One Newark Center, Suite 2100,
cr	Americredit	GMFINANCIAL@EBN.PHINSOLUTIFinancial Services, Inc.,		
518195874	E-mail/Text: AmeriCredit	TX 76014-4101 GMFINANCIAL@EBN.PHINSOLUTI Financial Services, Inc.,		
518285281			019 00:25:04 Atla	as Acquisitions LLC, 294 Union St.,
518297706	E-mail/PDF:	resurgentbknotifications@re		
518167154		apital Services,  PO Box 1 AIS.cocard.ebn@americaninfo 5,  Salt Lake City, UT 841	osource.com Nov 05 20	
518212769	+E-mail/PDF:	EBN_AIS@AMERICANINFOSOURCE. Bank (USA), N.A., 4515 N	.COM Nov 05 2019 00:	
518173882	+E-mail/Text:	bankruptcy@cavps.com Nov ( Lake Drive, Ste 400, Valk	05 2019 00:26:23	Cavalry SPV I, LLC,
518167157	+E-mail/Text:	BAKE DIIVE, Ste 400, Vali BNC-ALLIANCE@QUANTUM3GROUF pital (Childrens Place),	P.COM Nov 05 2019 00	
518167158	+E-mail/Text:	BNC-ALLIANCE@QUANTUM3GROUF pital (Lane Bryant)/ADS,	P.COM Nov 05 2019 00	·
518167159	+E-mail/Text:	BNC-ALLIANCE@QUANTUM3GROUP pital (My Points Reward),	P.COM Nov 05 2019 00	:25:50
518167160		convergent@ebn.phinsolutio	ons.com Nov 05 2019 (	
518167162		creditonebknotifications@re	esurgent.com Nov 05	2019 00:34:10 Credit One Bank,
518167161		creditonebknotifications@re	esurgent.com Nov 05	2019 00:33:36 Credit One Bank,
518167165	+E-mail/Text:	fggbanko@fgny.com Nov 05 2 Financial; DC 10221-09,	2019 00:25:05 For	rster & Garbus, ckensack, NJ 07601-5604
518167166		GMFINANCIAL@EBN.PHINSOLUT	IONS.COM Nov 05 2019	
518167167		JCAP_BNC_Notices@jcap.com	Nov 05 2019 00:26:19	
518167169	+E-mail/Text:	bncnotices@becket-lee.com WI 53201-2983		
518177208	E-mail/PDF:	resurgentbknotifications@re apital Services, PO Box 1		
518167170	+E-mail/Text:	BNC-ALLIANCE@QUANTUM3GROUF road Street, Columbus, OF	P.COM Nov 05 2019 00	
518167171	E-mail/Text:	camanagement@mtb.com Nov ( Buffalo, NY 14203		M&T Bank, 1 Fountain Plaza,
518302387	•	camanagement@mtb.com Nov (	05 2019 00:25:35	M&T Bank, PO BOX 840,
518167172	+E-mail/Text: Re: Citiba	bankruptcydpt@mcmcg.com Nonk; Home Depot; Credit One, CA 92108-2709		Midland Credit Mngmt, rive, Suite 300,

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DISCITCE/OII:	0312-3	Form ID: pdf901	Total Noticed: 49	Date	REVG: NOV 04, 2019
		TOTAL TO PAID OF	10001 11001000 19		
Notice by electronic (continued)	ctronic transmis	sion was sent to the following	ng persons/entities	by the Bankrupt	ccy Noticing Center
518247596		bankruptcydpt@mcmcg.com Nov Warren, MI 48090-2011	05 2019 00:25:59	Midland Fundir	ng LLC,
518212903		bp@onemainfinancial.com Nov IN. 47731-3251	05 2019 00:34:33	ONEMAIN, PO	BOX 3251,
518167173		bp@onemainfinancial.com Nov 2, Charlotte, NC 28272-0912		One Main Finar	ncial,
518304755	Portfolio Re	PRA_BK2_CASE_UPDATE@portfolio covery Associates, LLC, c/	o Best Buy Visa, P	OB 41067, Nor	folk VA 23541
518305367	Pinnacle Cre	resurgentbknotifications@resu edit Services, LLC, Resurge SC 29603-0587			7,
518244326	Jefferson Ca	JCAP_BNC_Notices@jcap.com No pital Systems LLC Assignee,	Po Box 7999, Sai	nt Cloud Mn 563	
518291690	Quantum3 Gro	bnc-quantum@quantum3group.co oup LLC as agent for, Comer	nity Bank, PO Box 7	88, Kirkland,	, WA 98083-0788
518291689	Quantum3 Gro	bnc-quantum@quantum3group.co oup LLC as agent for, Comer oup 98083-0788			
518281781	by American	BN_AIS@AMERICANINFOSOURCE.CO InfoSource as agent, 4515	N Santa Fe Ave, Ok	lahoma City, Ok	73118-7901
518167179		wfmelectronicbankruptcynotif 500 Technology Drive, We		4-2225	
					TOTAL: 34
*** 518250288*	++AMERICREDIT F	IPIENTS (undeliverable, * du INANCIAL SERVICS DBA GM FINA with court: Americredit Fi 153, Arlington, TX 76096)	NCIAL, PO BOX 1838		T TX 76096-3853 inancial,
518299398*	+Atlas Acquisi	tions LLC, 294 Union St.,	Hackensack, NJ 076		TOTALS: 0, * 2, ## 0
		rected by inserting the ZIP automation-compatible mail			
Transmission	times for electr	onic delivery are Eastern Ti	me zone.		

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Nov 06, 2019 Signature: /s/Joseph Speetjens

Addresses marked '++' were redirected to the recipient's preferred mailing address pursuant to 11 U.S.C. 342(f)/Fed.R.Bank.PR.2002(g)(4).

User: admin

District/off: 0312-3

#### CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on November 1, 2019 at the address(es) listed below:

Albert Russo on behalf of Trustee Albert Russo docs@russotrustee.com

Albert Russo docs@russotrustee.com

Denise E. Carlon on behalf of Creditor M&T BANK dcarlon@kmllawgroup.com, bkgroup@kmllawgroup.com

John Zimnis on behalf of Debtor Gerald Brown njbankruptcylaw@aol.com.

John Zimnis on behalf of Joint Debtor Terri L Brown njbankruptcylaw@aol.com.

John R. Morton, Jr. on behalf of Creditor Americredit Financial Services, Inc., d/b/a GM Financial ecfmail@mortoncraig.com, mortoncraigecf@gmail.com

Kevin Gordon McDonald on behalf of Creditor M&T BANK kmcdonald@kmllawgroup.com, bkgroup@kmllawgroup.com

Rebecca Ann Solarz on behalf of Creditor M&T BANK rsolarz@kmllawgroup.com

U.S. Trustee USTPRegion03.NE.ECF@usdoj.gov

TOTAL: 9

Date Rcvd: Nov 04, 2019